

80216T

Application No.....

TEMPORARY
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office..... **OCT 19 2010**

Returned to applicant for correction

Corrected application filed Map filed

The applicant...Ruby Pipeline LLC c/o Dan Gredvig.....

.....P.O. 1087..... of Colorado Springs.....
Street and No. or P.O. Box No. City or Town.....Colorado.....80944....., hereby make..s.... application for permission to change the
State and Zip Code No......☐ Point of diversion..... ☒ Place of use..... ☒ Manner of use..... ☒ of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree, give title of Decree and identify right in Decree.)

.....Permit 28562 C-9005.....

1. The source of water is.....Underground -well MP 452.85.....
Name of stream, lake, underground, spring or other sources2. The amount of water to be changed.....0.5 cfs (7.73 afa).....
Second feet, acre-feet One second foot equals 448.83 gallons per minute.3. The water to be used for.....Pipeline construction.....
Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.4. The water heretofore used for.....Irrigation & domestic.....
If for stock state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)

.....NE¼ NE¼ of Sec 29, T.41 N., R.37 E. MDB&M or at a point from which the NE corner of said.....

.....Sec 29 bears N. 45° E. a distance of 100 feet.....

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

..... Same as heretofore. For a map of the proposed POD, use map on file under 28562.....

33A-HU

7. Proposed place of use: (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.).....T.39 N., R.38 E., portions of Secs.....
...3 and 4; T.40 N., R.38 E., portions of Secs 7, 17, 18, 19, 20, 21, 28, 29 and 33; T.40 N., R.37 E., portions of Secs
...1, 2, 3, 12 and 13; T.41 N., R.37 E., portions of Secs 31, 32, 33, 34 and 35; T.41 N., R.36 E., portions
...of Secs 26, 27, 28, 29, 30, 33, 34, 35 and 36; T.41 N., R.35 E., portions of Secs 19, 20, 21, 25, 26, 27, and 28. For.....
...a map of the proposed POU, use map on file under 79041T.....

8. Existing place of use: (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
...20 acs NW¼ SE¼, 38.38 acs NE¼ SE¼, 38.13 acs SE¼ SE¼, 19.6 acs SW¼ SE¼ Sec 20, 40 acs NE¼ NE¼.....
... Sec 29, all in T.41 N., R.37 E., MDB&M. (156.11 acres) 2.49 acres in SE¼ SE¼ Sec 20, T.41 N., R.37 E., to be
...stripped. See paper plat attached.....

9. Proposed use will be from.....November 1, 2010.....October 31, 2011of each year.
Month and Day Month and Day

10. Existing use permitted from.....May 1st.....to.....September 30th.....of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)
...Existing 14" casing 138 feet deep.....

12. Estimated cost of works:.....\$50,000.....

13. Estimated time required to construct works:.....three (3) months.....
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use.....one (1) years.....

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)

.....See attached sheet.....

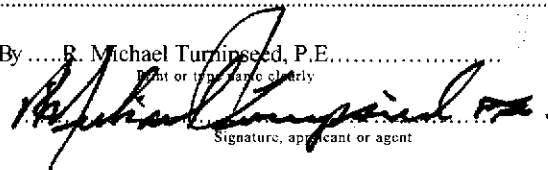
16. Miscellaneous remarks:

...This application is for water in addition to Permit 79078T.....

.....(775)885-2101.....
Phone No.

.....mike_turnipseed@sbcglobal.net.....
E-mail

ByR. Michael Turnipseed, P.E.....
Print or type name clearly


Signature, applicant or agent

...204 North Minnesota Street.....
Street and No., or P.O. Box No.

...Carson City, Nevada 89703.....
City, State, Zip Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

\$200 FILING FEE MUST ACCOMPANY APPLICATION

EXHIBIT " A "

This application is one of several to provide construction water for compaction, dust control and hydrostatic testing. The total project consists of 670 miles of 42 inch Natural Gas Pipeline from Opal, Wyoming to Malin, Oregon passing through Elko Co., Humboldt Co. and Washoe County Nevada. The period of use will be from 11/1/2010 to 10/31/2011. The diversion rate on some of the applications is unusually high because during the hydrostatic test they need to fill the pipe as quickly as possible.

An area 329.57 feet by 329.57 feet in the SE1/4 SE1/4 Section 20 T. 41 N., R. 37 E. MDB & M will be stripped of irrigation for the 2010 & possibly 2011 irrigation seasons at the rate of 3.1 AF/AC. This acreage will not be irrigated by any other permits.

2010 OCT 19 PM 2:24
STATE OF NEVADA
CLERK OF SUPERIOR COURT